



## GREENWOOD COMMON COUNCIL SEPTEMBER 20, 2004 MINUTES

Mayor Charles Henderson called the meeting to order at 7:00 p.m.

The audience recited the Pledge of Allegiance in unison, after which Chaplin Joanna Lekberg of Greenwood Village South offered the invocation.

<b>PRESENT:</b>	Council members Bruce Armstrong, Ron Bates, Bill Bless, Ron Deer, John Gibson, Keith Hardin, Jessie Reed; Mayor Henderson; Clerk-Treasurer Jeannine Myers; and City Attorney Shawna Koons-Davis.
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Mr. Bates moved to approve the minutes of September 8<sup>th</sup> with second by Mr. Hardin. Vote: Ayes.

Ms. Koons-Davis had distributed her litigation report. Mr. Deer asked about the Indiana Land case. Ms. Koons-Davis confirmed that the Seventh Circuit Court of Appeals affirmed a summary judgment in the City's favor; we are waiting to see if the plaintiff decides to comply or petition to transfer this case to the U.S. Supreme Court to appeal that decision. The deadline has not yet passed. As to case #4, Agard, that has been resolved.

Mr. Armstrong mentioned that the next meeting of the Plan Commission is a training session where the Council is invited. The Commission will discuss changes to ordinances that have been suggested by Planning Director Ed Ferguson and the City Attorney.

Mr. Deer reported for the tax abatement committee that he is in the process of receiving comments from the City Attorney and the Planning Director regarding the committee's tax abatement suggestions. He has also been in contact with Stephen Watson, attorney for the Redevelopment Commission. When comments have been reviewed, Mr. Deer will schedule a follow-up meeting with the tax abatement committee to discuss the next steps.

Mike Sawa, a member of the Parks Board, addressed the Council on the issue of the aquatic park. They recently had a public meeting and will begin investigating means of financing. This will involve undertaking a bond approval process, he said. The Park Board has retained the services of an accounting firm with expertise in accounting issues as well as bond counsel. Both are hired on the contingency that the Board has the approval of the Council to proceed. The Board intends to acquire those services only if they can lead to a finished project, so Mr. Sawa told the Council that the Board desires to know which direction the Council wants to go. Mr. Hardin moved to postpone discussion until the next Council meeting. Second by Ms. Reed. Vote: Ayes – Bless, Hardin, Reed; Nays – Armstrong, Bates, Deer, Gibson. Motion failed. Mayor Henderson mentioned that the Mayor of Plainfield, who happened to attend the same MPO meeting, advised that Greenwood not make the center too small. Every day in good weather by noon their park is full, with a huge percentage from outside of Plainfield. Non-residents are charged more. Katherine Raver of H.J. Umbaugh came forward to discuss three options as put forth in their preliminary report. She stressed that the figures are a worse-case scenario (hand out is in attachments of this meeting). More figures were put forth by Mr. Sawa, focusing on surcharges and other charges. In response to Mr. Deer, the City Attorney clarified that the project could not proceed without an ordinance approving that from the Council. She thought that the Park Board was hoping for direction tonight on the ball park figures that have been presented. Ms. Raver noted that the ordinance process would be next. They would hold a public hearing where information in a more final form would be available. Mr. Bates expressed his concern that the City was not where it needed to be financially for this project and also that the number of questionnaires in the study was not large enough for a scientific sampling. He would have liked for the matter to be on a referendum.

The bonding limit was discussed next. Mr. Armstrong cited figures from the Parks 2001 master plan, noting the increase from \$4 million for a pool to \$10 million. He mentioned that there is more competition

for attendance at aquatic parks than when Plainfield built theirs and questioned the size of a \$10 million pool. Marya Jo Butler, member of the Parks Board mentioned that she thought about the lack of pools in Greenwood when she was a child and asserted that the Board wants new people, new businesses and new finance coming to the City of Greenwood. She is ready, as a retired person on a more limited income than before, to pay the extra for the facility. Carl Crick stated his reasons for opposition, based on the feasibility report. Another resident, John Carter, suggested a visit to some of the communities that have had these parks in existence for a number of years. He cited one small city where traffic is deadlocked even on Sunday morning and crime has increased. Deb O'Reilly said that she would prefer we raise the per capita for parks base instead of building an aquatic center. Mr. Armstrong suggested a combined meeting of the Council and the Parks Board. Mr. Deer thought the volunteer family aquatic center committee should be included as well; an alternate meeting place might be needed to be able to include the public. The Parks Board officers shall work with President Reed of the Council on setting up a separate meeting.

**ORDINANCE No. 04-45** – An Ordinance to Amend the Official Zoning Map Adopted by Reference in Zoning Ordinance No. 82-1 Entitled “An Ordinance Establishing Comprehensive Zoning Regulations For the City of Greenwood, Indiana, and Providing For the Administration, Enforcement, and Amendment Thereof, In Accordance With the Provisions of I.C. 36-7-4-600 et seq. Laws of Indiana As Amended, and For the Repeal of All Ordinances in Conflict Herewith” (Proposed Rezoning of approximately 22.43 acres located on the east side of Honey Creek Road immediately south of Alden Place Subdivision, commonly known as the Bright Farm Property). Mr. Gibson moved to pass Ordinance No. 04-45 through first reading. Second by Mr. Bless. Attorney Lee Robbins was present to represent the petitioner. Mr. Armstrong reported that the Plan Commission voted favorably 7 – 1. The property is currently zoned R-2 on two sides he said and R-2A on the other two sides. Lot width is the reason R-2A zoning is being requested, stated Mr. Robbins. The other commitments exceed R-2 requirements, he added, and in some cases meet R-1. The density commitment is 2.67 units per acre, and the proposed density is 2.58. There will be no more than 58 lots, noted Mr. Robbins. When Mr. Hardin joined Mr. Armstrong in objecting to the change to R-2A, Mr. Robbins referred to the staff report that all statutory requirements are satisfied by the request, prior to any commitments being made, and urged passage of the ordinance. When Ms. Reed asserted that changing to R-2A would set a precedent, Mr. Robbins disagreed, saying the proposal is R-2A with 16 conditions, as fashioned by the Plan Commission. Mr. Armstrong mentioned that only R-2A would appear on the zone map and added that the information he has shows that over the last eight years the average value of building permits in the City of Greenwood, when adjusted for inflation, is down 25%. Mr. Robbins described his experience with this project, where the Plan Commission asked if they were willing to make similar commitments for this project as others zoned around this in the recent past. He thought commitments have become the rule rather than the exception and guard against lesser homes being built at a greater density with no zoning change. Vote: Ayes – Bless, Deer, Gibson; Nays – Bates, Hardin, Reed, Armstrong. **FAILS FIRST READING.**

**ORDINANCE No. 04-46** – An Ordinance Annexing Certain Territory Within the Area of Extended Jurisdiction of the City of Greenwood, Indiana, Placing the Same Within the Corporate Boundaries Thereof and Making the Same a Part of the City of Greenwood and Redefining the Corporate Boundaries of the City of Greenwood, Indiana, Approximately 22.43 Acres Located on the East Side of Honey Creek Road Immediately South of Alden Place Subdivision (commonly known as the Bright Farm Property). **CONTINUED UNTIL NOVEMBER 16, 2004 MEETING FOR FIRST READING AND PUBLIC HEARING.**

**RESOLUTION No. 04-24** – A Resolution of the Greenwood Common Council to Adopt the Written Fiscal Plan for the Annexation of Approximately 23.43 Acres Located on the East Side of Honey Creek Road Immediately South of Alden Place Subdivision (1611 S. Honey Creek Road), Referencing Annexation Ordinance No. 04-46. Mr. Deer moved to pass Resolution No. 04-24 through first reading. Second by Mr. Gibson. Vote: Ayes – Bless, Deer, Gibson, Reed, Armstrong; Nays – Hardin, Bates. **PASSED FIRST READING.**

**ORDINANCE No. 04-39** – An Ordinance Providing For An Additional Appropriation From the City Court Document Storage Fee Fund to the Greenwood City Court For a Digital Recorder and Video Equipment (\$12,000) and an Additional Appropriation From the City Court Late Fee Fund to the Greenwood City Court for Costs Associated with Moving and the Installation of Video Equipment (\$15,000). Ms. Reed moved to pass Ordinance No. 04-39 through second reading. Second was by Mr. Hardin. Mayor Henderson opened the public hearing for comments for or against the ordinance. As no one spoke, the public hearing was closed. Vote: Ayes. **PASSED SECOND READING.**

**ORDINANCE No. 04-41** – An Ordinance Fixing Salaries of Appointed Officers and Employees of the City of Greenwood, Indiana For the Year 2005. Mr. Armstrong moved to discuss this after the budget. Second by Mr. Hardin. Vote: Ayes. Motion carried.

**ORDINANCE No. 04-44** – An Ordinance For Appropriations and Tax Rate. Mr. Deer moved to pass Ordinance No. 04-44. Second by Mr. Bates. Mayor Henderson reminded the Council that he had given them information on growth and assessed valuation for the City at the last meeting. Paige Gregory from H.J. Umbaugh has a copy of the ordinance reductions for the year 2004 being introduced tonight. He understands that Paige believes in the excess levy request, and that the City could get roughly \$2.1 million in excess levy with the numbers he showed the Council last week. The Mayor believes this could be done without a tax increase. Ms. Gregory told the Council she would like to take a conservative approach to the assessed valuation, since we don't know how much it will increase. That might cause a slight tax increase. Mr. Hardin moved to make cuts as follows in the Information Technology Department:

- a) Remove the clothing allowance in category 112 of \$1,530
- b) Reduce miscellaneous office supplies in category 221 by \$500
- c) Reduce operating supplies, category 222 gasoline, by \$1,000
- d) Reduce computer network repairs in category 223 by \$10,000
- e) Reduce other supplies, batteries, by \$250, network cables and adaptors by \$500, and other supplies by \$150 in category 229
- f) Reduce transportation & communication (332) by \$30,000
- g) See reports on program to monitor internet use before cuts are made in appropriation 336
- h) Reduce (in 444) website software to – 0 – cutting \$22,950, replacement monitors by \$10,000 and document imaging system by \$29,750

Second by Mr. Bates. Total reductions suggested for 2005 were \$76,630. Chief Information Officer Rick Jones indicated that half of the clothing allowance expenses deal with embroidered shirts, the other half to replace clothing which is damaged by crawling around in attics, etc. There was discussion as to why the cuts were justified, especially when Mr. Deer said that the Council has heard that the budget can be funded without a tax increase. Mr. Jones described the website software functions, network repairs, replacement monitors and the document imaging system. There was then discussion on the portion of the budget funded by the General Fund. Vote: Ayes – Hardin, Reed, Armstrong, Bates; Nays – Deer, Gibson, Bless. Motion carried.

For the Engineering Department, Mr. Hardin moved to make cuts as follows:

- a) Remove overtime from category 111 (\$5,000)
- b) Remove \$2,700 in category 221 for office supplies
- c) Reduce category 222 by \$550 for surveying supplies (an additional \$150 from reduction for 2003)
- d) Reduce \$4,125 under miscellaneous professional services (331), and \$4,000 for stormwater roadway engineering
- e) Reduce gasoline in category 332 by \$1,000
- f) Reduce carwashes in category 336 by \$83
- g) Reduce newspaper subscription by \$247 in category 339, under miscellaneous promotion reduce \$220, reduce traffic signal maintenance by \$6,000 – This led to discussion about needing the money in the appropriation before you can contract for light maintenance. Director of Engineering Paul Peoni then explained the gasoline needs for inspecting projects, stormwater engineering projects and the street light maintenance cost of about \$12,000 – base.
- h) In category 444 (Mayor reduction for 2004 was \$1,000) reduce office and survey equipment by \$1,375, miscellaneous field equipment by \$1,100

Second by Ms. Reed. Total reductions suggested were \$26,400. Ms. Reed moved to amend the reductions by including the \$6,000 for traffic signal maintenance and including the \$4,000 for stormwater roadway engineering, for a total reduction of \$16,400. Second by Mr. Bates. Mr. Deer clarified that the line items could not be reduced, only the category. For purposes of presenting the budget, Ms. Gregory is showing the reductions by line item as the Council has requested. Vote: Ayes. Motion carried. At this point, Mr. Armstrong discussed the need for flexibility. Mr. Hardin, in talking with Ms. Reed, said he thought people would want to discuss specific cuts. Mayor Henderson took exception when Mr. Hardin said a certain percent was added to the budget each year in the past, saying that in the last several years the only percentage added has only been added to the salary category. The Mayor asserted that the line item budget has been held almost intact except for specific issues for the last three or four years, and those issues were brought to the Council at budget time to deal with. Mr. Deer described the real issue is the responsibility given to the department heads to submit budgets they believe are realistic to “get the

job done in this City". He reiterated that the consultant from Umbaugh has said that we can fund this budget without a tax increase. Mr. Deer insisted that department heads and employees were doing a credible job and added "it is wrong to cut just because you have the power." Mr. Hardin described looking at his position as "gatekeeper of the City's money" and asserted that the Mayor and the department heads have to justify the expenditures to the Council. After more discussion, Mr. Armstrong suggested putting half of each department's "float" in the Council budget so it could be used to fund necessities. Mr. Bates called for the question. Vote: Ayes – Armstrong, Bates, Bless, Deer, Gibson, Hardin, Reed. Vote on motion to cut the engineering budget by \$16,400: Ayes – Bates, Hardin Reed, Nays – Bless, Deer, Gibson, Armstrong. Motion fails.

At this point, the Council recessed.

Mr. Armstrong again suggested moving the proposed cuts to the Council budget for emergencies. Mr. Deer said this would be shifting money to the operating balances. He reiterated his statement on managing budgets for the department heads and cited the cuts that were made by department heads before the Council received the budget – Engineering budget by 16.9% for example. The ordinance to reduce the 2004 budget will also be introduced tonight. Mr. Deer warned that by making cuts tonight there will be no ability to make further reductions in the 2005 budget. Ms. Reed commented that always before the State cut our operating balances because we didn't cut our budget. Mr. Deer again said that Umbaugh has made a presentation that shows we do not have to cut the budget and called for the question. Vote: Ayes – Bless, Deer, Gibson; Nays – Hardin, Reed, Armstrong, Bates. Motion failed.

For the Law Department, Mr. Hardin moved to make these cuts:

- 1) In category 111, reduce overtime by -\$488
- 2) In category 222, reduce cleaning supplies by \$900
- 3) In category 444, reduce space heaters by \$250, book cases by \$1,000 and desks by \$750 (book cases and desks already reduced)
- 4) In category 449, miscellaneous, for bound volumes, reduce by \$500 (already amended)

This is a total reduction of \$2,138. Second by Ms. Reed. Ms. Koons-Davis told the Council that they try to anticipate overtime and be as frugal as possible and turn everything back in to the General Fund. Cleaning is not included in their lease, she noted, so they buy the trash bags and other supplies and do the cleaning. Ms. Koons-Davis told the Council that they do need the space heaters in winter and she doesn't expect her staff to work in misery. Ms. Reed moved to return the \$900 to the budget for cleaning supplies. Second by Mr. Gibson. Vote: Ayes. Motion carried. Mr. Deer moved to return the overtime to \$488. Second by Mr. Bates. Vote: Ayes. Motion carried. Vote: Ayes – Hardin, Reed, Armstrong, Bates; Nays – Bless, Deer, Gibson. Motion carried. Law Department budget is reduced by \$750.

Mr. Hardin proposed the following for the Mayor's budget:

- 1) In category 111, reduce overtime by \$1,000, summer intern by \$5,000
- 2) In category 332, reduce mileage by \$1,000
- 3) In category 339, reduce subscriptions and dues by \$300, instruction by \$350, and promotion of City business by \$3,500
- 4) In category 444, reduce furniture and fixtures by \$700
- 5) In other capital outlays, reduce by \$700

Second by Ms. Reed. The Mayor noted that overtime is shared with the Board of Works; also sometimes the receptionists must be used more than the salary allows. Some overtime might also be used for the maintenance foreman and his secretary. He described his experience with the intern program. That person has graduated and the slot is not filled at this time. He uses the City credit card to buy gas to travel to conferences and workshops. Subscriptions are used like a networking situation, instruction is used for training of staff, and promotion of City business includes the newsletter said the Mayor. The furniture outlay seldom has to be used and other capital outlays is miscellaneous. He was comfortable with the intern and the furniture appropriations being deleted but urged the Council to keep the rest. Mr. Bates moved to return the deductions to the Mayor's budget with the exception of the intern and the furniture. Second by Mr. Bless. Vote: Ayes. Motion to amend carried. Vote on deductions as amended: Vote: Ayes. Motion carried.

For the Board of Works budget, Mr. Hardin moved the following:

- 1) In category 111, for part-time, substitute, vacation and sickness, overtime, reduce by \$1,200, reduce overtime for Code Enforcement by \$400, overtime for part-time receptionist by \$1,600, Director of Operations by \$14,456
- 2) In category 112, reduce insurance for Director of Operations, uniform allowance for Code Enforcement by \$600

- 3) In category 221, reduce office supplies by \$2,900
- 4) In category 223, reduce tools and maintenance by \$300, other miscellaneous supplies, 229, by \$1,125
- 5) In category 331, reduce professional services by \$15,000
- 6) In category 332, reduce postage by \$2,000, travel by \$1,125
- 7) In category 339, reduce instruction by \$1,000, miscellaneous by \$4,500
- 8) In category 444, reduce furniture and equipment by \$1,000

Second by Ms. Reed. Mayor Henderson reiterated his stand on overtime and told the Council that there were probably thousands of requests during the spring and summer on issues from high weeds to junked cars to water in abandoned pools. They also need to check to see if they were abated before the Board of Works meeting. Chief Hessman agreed that the position was one of the most valuable in the City, as the Police have "more than they can handle". The Mayor encouraged the Council not to touch any expenditure associated with Code Enforcement and went on to reiterate his position on the savings to the City because the position was created, giving details. He strongly urged that no reductions be made for that position. On uniform allowance, the Mayor reminded the Council that Code Enforcement personnel should be in a uniform of authority when they go to a residence where there has been a complaint and again asked the Council not to touch that funding. He told the Council that expecting the Mayor's office to operate on \$100 for office supplies makes no sense to him. The maintenance foreman sometimes needs tools and supplies for various jobs, he said, and \$375 did not seem out of line, neither did \$1,125 for miscellaneous supplies. The Mayor stressed that the City needs at times to enter into professional services agreements quickly and again said that the additional appropriation process would not work. The appropriation has been reduced from previous years, he added, to what he believes is reasonable. He told the Council that at times the City is short on postage as it is, travel is mostly for conferences. For category 339, the Mayor defended those expenditures, saying that would take away the flexibility of his office. On furniture, sometimes it is needed, sometimes not, the Mayor said, but desks and chairs do break down. He asked that the Council vote the motion down. Vote: Ayes – Hardin, Reed, Armstrong; Nays – Bates, Bless, Deer, Gibson. Motion fails.

For the Redevelopment Commission, Mr. Hardin moved to:

- 1) In category 331, reduce professional services by \$20,000
- 2) In category 332, reduce postage and travel by \$1,200
- 3) In category 339, reduce other services and charges by \$900

The total is \$22,100. Second by Mr. Bates. The Mayor mentioned that the Commission has been discussing the need for a new financial consultant; their former one has left. Ms. Reed moved to leave the professional services at \$35,000. Second by Mr. Deer. Vote: Ayes. Motion carried. Mr. Deer moved to reinstate the \$1,200 for postage. Second by Mr. Bless. Vote: Ayes. Motion carried. Mr. Bates moved to reduce category 339 by \$500, second by Mr. Hardin. Vote: Ayes – Gibson, Hardin, Reed, Armstrong, Bates, Bless; Nay – Deer. Motion carried. Mr. Bless moved to reinstate category 339 to a total of \$1,000. Second by Mr. Gibson. Vote: Ayes – Bless, Deer, Gibson; Nays – Hardin, Reed, Armstrong, Bates. Motion fails. Vote on the motion to leave Redevelopment Commission category 339 at \$500: Ayes – Gibson, Hardin, Reed, Armstrong, Bates, Bless; Nay – Deer. Motion carried.

At this point the Council recessed for five minutes.

For Greenwood City Court – Post Conviction Services, Mr. Hardin moved to:

- 1) In category 223, repair & maintenance supplies, reduce by \$400
- 2) In category 332, reduce postage and mileage by \$500
- 3) In category 333, reduce miscellaneous by \$2,000

Second by Mr. Bates. Judge Lew Gregory said he had no objection to reducing 223, the carpet cleaning since they are moving to a new facility and suggested taking out \$1,000. He added that he would accept the reduction in 332. The Judge told the Council that by law, they are required to provide written copies of the rules that probationers must comply with. Mr. Hardin amended his motion to accept the Judge's recommendations: take \$1,000 out of 223, \$500 out of 332, and \$500 from printing and advertising (333). Second by Mr. Bates. Vote: Ayes. Motion carried.

For Fleet Maintenance, Mr. Hardin moved to:

- 1) In category 111, remove the overtime of \$3,400
- 2) In category 112, reduce the tool allowance by \$3,825,
- 3) In category 222, reduce gasoline allowance by \$1,700
- 4) In category 332, reduce postage by \$85, reduce training & travel by \$680

Second by Ms. Reed. Mayor Henderson asserted that the department works around the clock, as does the street department, when we have a snow to handle a breakdown of equipment. Superintendent Todd

Petty defended the tool allowance and the tools needed to work on major equipment. They use gasoline on call outs and to get parts. Mr. Petty said that for training, they do not usually get advance notice on seminars. Mr. Hardin explained his objection to the tool allowance, with employees not bringing in receipts and taking the tools if they leave our employment. He said he preferred a salary increase to a line item for tool allowance. Mayor Henderson recalled that he had heard the argument that they were mostly replacement tools. Mr. Hardin disagreed with setting a precedent. Mr. Hardin retracted his reduction on overtime. Ms. Reed amended her second. Total reductions proposed were \$6,290. Mayor Henderson again defended the need for gasoline. Mr. Bless moved to put the gasoline allowance back in the budget. Second by Mr. Hardin. Vote: Ayes. Motion carried. Mr. Deer moved to reinsert \$680 into travel and training. Second by Mr. Bless. Vote: Ayes. Motion carried. Mr. Deer moved to reinstate postage. Second by Mr. Bates. Vote: Ayes. Motion carried. Mr. Bates moved to amend the reduction in tool allowance to leave \$3,000. Second by Mr. Armstrong. Vote: Ayes. Motion carried. Total reductions proposed for Fleet Maintenance are now \$1,275. Vote: Ayes. Motion carried.

For Human Resources, Mr. Hardin moved to:

- 1) In category 339, reduce subscriptions and dues by \$500, reduce miscellaneous by \$375
- 2) In category 444, reduce furniture and equipment by \$250

Second by Ms. Reed. Total reductions proposed - \$1,125. Human Resources Director Carolyn Gaier told the Council she subscribes to three professional manuals, each costing \$375, which detail Federal regulations and laws which could reduce the City's liability. Ms. Gaier said that her training budget has had to be used for other issues. She asked that be left in the budget. Her department needs two secure file cabinets – fireproof and burglarproof – and the least expensive she can find is \$750. She asked that be kept in. Mr. Hardin withdrew his motion. Ms. Reed withdrew her second.

For the Planning Department, Mr. Hardin moved to:

- 1) In category 111, reduce overtime/substitute by \$1,000
- 2) In category 113, reduce clothing allowance by \$1,200
- 3) In category 221, reduce office supplies by \$2,000
- 4) In category 222, reduce supplies and tools by \$500
- 5) In category 332, reduce communication and transportation by \$1,800
- 6) In category 339, reduce subscriptions and dues by \$2,000
- 7) In category 336, reduce repairs and maintenance by \$1,500
- 8) In category 444, reduce equipment by \$1,000

Second by Ms. Reed. Planning Director Ed Ferguson told the Council that they use very little of the overtime/substitute. There are times when personnel have to come in early in the morning when contractors start pouring foundations and occasionally on a Saturday to do inspections. Mr. Ferguson said they try to be flexible and give time off during the week if someone knows he will need to work on Saturday. He thought at least \$200 to \$300 should be in the category and thought it is absolutely critical that their field people have insignias and identification on their clothing. He thought the insignias for office people gave a more professional appearance and boosted morale but asked that 2/3 of the request be left in for the field personnel. Mr. Ferguson said they have cut office supplies two or three years in a row and have just under \$2,000 to get through the rest of the year. They would not be able to operate their office, he stated. Supplies and tools category has also been reduced four years in a row; this is primarily used by the survey technicians. The increase in professional services was due to the Comprehensive Plan; \$80,000 should be in the category. For 332, 30% to 40% is postage, said Mr. Ferguson, and they need to be prepared for another postage increase. This category has been slightly reduced in the past couple of years. For 339, there are two Planning Association dues, Plan Commission members and BZA members are part of a State organization, the Building Commissioner must participate in certain associations and have code books. Travel and training expenses have been cut back, said Mr. Ferguson, and again said that 336 has been reduced for the past couple of years. There is no specific equipment requirement at this time, but extra files and racks could be needed, and replacements for chairs, etc. Mr. Hardin amended his motion to reduce overtime by \$700, reduce clothing allowance by \$400, reduce supplies and tools by \$500, still reduce 332 by \$1,800, for 336 keep the reduction at \$1,500, and continue to remove \$1,000 in 444. Second by Ms. Reed. Total cuts are at \$5,900. Ms. Reed moved to amend the motion to keep the communication/ transportation funding in the budget for 332. Second by Mr. Bates. Vote: Ayes. Motion carried. This led to discussion on revenues brought in from fees. Vote on the remaining \$4,100: Ayes. Motion carried.

For the Police Department, Mr. Hardin requested an explanation for the amount in 221, miscellaneous office supplies, \$20,000, and in 229, other supplies, of \$30,500, and then moved to:

- 1) In 336, reduce building maintenance by \$40,000
- 2) In 339, reduce instruction by \$5,000



- 3) In 444, reduce flashlights by \$1,000, replacement supplies for officers by \$6,680, and equipment replacement by \$10,000

Second by Ms. Reed. Chief Hessman first said that there have been no increases in any of the categories, including the miscellaneous supplies first mentioned by Mr. Hardin, and reminded the Council that costs are going up. Uniform traffic tickets he ordered this week were \$6,000. The department does massive paperwork. Chief Hessman mentioned OSHA requirements for the chairs – cushions, shock absorbency, etc. They are under warranty for five or six years. On 336, for building maintenance, the Chief mentioned that the building is over 10 years old – at least 30 heat pumps throughout the building starting to need repair or replacement was one example, along with over \$50,000 a year for maintenance on the heating and air conditioning system. Concerning training, the Chief said his staff does not go to enough schools and this is expensive; there are changes every year. Mr. Hardin withdrew his motion on the Police Department and Ms. Reed withdrew her second.

For the Police Merit Commission, Ms. Reed moved to

- 1) In 221, reduce miscellaneous supplies by \$250
- 2) In 339, eliminate recognition awards as it is not used, by \$750

Second by Mr. Hardin. Vote: Ayes. Motion carried.

For the Street Department (MVH), Mr. Hardin moved to:

- 1) In 111, reduce the Director of Operations by \$14,456
- 2) In 339, reduce other services by \$5,000

Second by Ms. Reed. Mayor Henderson told the Council that he has given them more than enough reasons as to why the position of Director of Operations has paid for itself and saved the taxpayers money. He reminded the Council that this budget is not funded by tax dollars, but through formulas from the State. Taking out the money, he added, will mean that someone does not get a service they need – a street paved or pot hole filled, etc. He urged the Council to vote the motion down. Superintendent Greg Owens recounted needed concrete lifted so they could put a drain pipe in a manhole. Ms. Reed moved to keep 339 at \$6,500. Second by Mr. Hardin. Vote: Ayes. Motion carried. Vote on reducing 111: Ayes – Hardin, Reed, Armstrong, Bates; Nays – Deer, Gibson, Bless. Motion carried.

For the Parks Department (P&R), Mr. Hardin asked if a decision had been made on using a truck that was not being used at Fleet Maintenance or trading the Planning Department for their pick-up. Mayor Henderson said that the black truck with the snow plow is six years old and has over 82,000 miles. It is a four-wheel drive which is used in the field to do inspections. The 1993 Blazer, also a 4X4, is eleven years old and has over 129,000 miles, with the engine rebuilt once. Both are used as needed.

For the Aviation Commission, Mr. Hardin asked about the handwritten information under 331. Ms. Gregory said there is Legal, for \$7,000 and engineering for \$14,000. She did not include the handwritten amount of \$36,500 because it didn't add up to the total of \$277,300 for other services and charges. Mr. Gibson said the handwritten amount is part of a grant still remaining, mostly Federal money. Mr. Hardin did not know what rentals included. He moved to reduce 339, other services and charges by \$1,000. Second by Ms. Reed. Mr. Deer thought the Commission could have been contacted earlier. Vote: Ayes – Hardin, Reed, Armstrong, Bates; Nays – Gibson, Bless, Deer. Motion carried. Ms. Gregory reviewed the cuts, department by department: I-T, \$76,630; Legal, \$750; Mayor, \$5,000; Redevelopment, \$500; City Court – Post Conviction Services, \$2,000; Fleet Maintenance, \$1,275; Planning, \$4,100; Police Merit, \$1,000 – totaling \$91,255. Mr. Deer mentioned that I-T had roughly 75% of that total and said that he hopes this type of discussion does not take place on budget night again. By increasing our operating balance by \$91,255 Mr. Deer asserted that the Council has taken away major flexibility of the I-T Department to function. He reiterated that he thought the budget as submitted was adequate and said that questions could have been asked earlier to department heads. Mr. Deer moved that the budget be submitted as originally presented. Second by Mr. Bless. Vote: Ayes – Bless, Deer, Gibson; Nays – Reed, Armstrong, Bates, Hardin. Motion fails. Mr. Deer moved to reduce the I-T budget by \$35,000 total. Second by Mr. Bless. Mr. Jones again discussed his needs, saying he would like \$1,000 for maintenance on vehicles, \$10,000 for network repairs, \$22,950 for maintenance on the website, and \$10,000 back in 444. Mr. Deer amended his motion to the reduction total figure of \$52,680. Second amended by Mr. Bless. Vote: Ayes. Motion carried. Mr. Hardin called for the question. Vote: Ayes. Vote on Ordinance No. 04-44 as amended: Ayes. **ORDINANCE NO. 04-44 PASSED SECOND READING, AS AMENDED.**

**ORDINANCE NO. 04-41** – An Ordinance Fixing Salaries of Appointed Officers and Employees of the City of Greenwood, Indiana For the Year 2005. Mr. Bates moved to pass Ordinance No. 04-41 through second reading. Second by Mr. Bless. Mr. Armstrong discussed the change in MVH for Director of Operations and moved to change the other three departments to 33.3% since it is divided among three

departments. Second by Mr. Bless. After discussion, Mr. Armstrong withdrew his motion and Mr. Bless withdrew his second. There was more discussion of the position. Paul Peoni discussed the funding for the streets in Valle Vista passed in April, figuring the quantities for each individual street, putting the project out for bids twice, advertising, opening the bids on June 22<sup>nd</sup>, reviewing the bids, and awarding the project on June 24<sup>th</sup>. Mr. Peoni thought no more than a month would have been saved if he had had the figures sooner than April 19<sup>th</sup>, probably no more than two weeks. In response to the Mayor, Mr. Peoni said he knew of no one who had slowed down the project. Mr. Armstrong thought the Director of Operations was trying to get better figures. Mr. Peoni thought working on the overlay at the same time may have helped the prices on both. Mr. Hardin called for the question. Vote: Ayes. Motion carried. Vote on reducing the Director of Operations salary to \$43,368. Vote: Ayes – Hardin, Reed, Armstrong, Bates; Nays – Deer, Gibson, Bless. Motion carried. Mr. Bates moved to amend Ordinance No. 04-41 per the City Attorney's memo of September 13, 2004 as follows:

In Section 2, page 2, by amending the positions of "Bookkeeper" and "Payroll Clerk" to place the position of "Payroll Clerk" before the position of "Bookkeeper" in the salary listing, and by exchanging the salaries for those positions, to read as follows:

**CLERK-TREASURER:**

Payroll Clerk [68%C]	\$29,543	C \$20,089	S \$9,454			\$772.65
Bookkeeper [68%C]	\$33,320	C \$22,658	S \$10,662			\$871.46

In Section 2, page 8, by amending the Sanitation Fund position listing for the positions of Clerk-Treasurer "Bookkeeper" and "Payroll Clerk", to place the position of "Payroll Clerk" before the position "Bookkeeper" in the salary listing, and by exchanging the salaries for those positions, to read as follows:

**SANITATION DEPARTMENT - ADMINISTRATIVE:**

Clerk-Treasurer Payroll Clerk [32%S]	\$29,543	S \$ 9,454	C\$20,089			\$ 363.61
Clerk-Treasurer Bookkeeper [32%]	\$33,320	S \$10,662	C\$22,658			\$ 410.07

In Section 2, page 2, by amending the positions within the City Court Department of Secretary from the proposed "32,095" to "\$30, 911" and Community Service Work Coordinator from the proposed "\$36,316" to "\$36,245", to read as follows:

**CITY COURT: (Budget Est.)**

<b>Secretary</b> (L3)	\$30,911					\$1,188.88
Community Service Work Coordinator	\$36,245					\$1,394.03

Second by Mr. Hardin. Vote: Ayes. **AMENDED.** Vote: Ayes. **PASSED SECOND READING.**

**ORDINANCE No. 04-28** – An Ordinance Annexing Certain Territory Contiguous to the City of Greenwood, Indiana, Placing the Same Within the Corporate Boundaries Thereof and Making the Same a Part of the City of Greenwood and Redefining the Corporate Boundaries of the City of Greenwood, Indiana, Approximately 51.54 Acres Located South of Curry Road, and Commonly Known as the Forest Lawn Memory Gardens, Inc. Property. **POSTPONED UNTIL OCTOBER 18, 2004 MEETING.**

**ORDINANCE No. 04-40** – An Ordinance Transferring Funds Within the Budget of the Legal Department (\$3,000). Ms. Reed moved to pass Ordinance No. 04-40 through second reading. Second by Mr. Bates. Vote: Ayes. **PASSED SECOND READING.**

**ORDINANCE No. 04-43** – An Ordinance to Amend the Official Zoning Map Adopted by Reference in Zoning Ordinance No. 82-1 Entitled "An Ordinance Establishing Comprehensive Zoning Regulations For the City of Greenwood, Indiana, and Providing For the Administration, Enforcement, and Amendment Thereof, In Accordance With the Provisions of I.C. 36-7-4-600 et seq. Laws of Indiana As Amended, and For the Repeal of All Ordinances In Conflict Herewith" (Proposed Rezoning of approximately 15.96 acres



of land located on the east side of Emerson Avenue and approximately 1/3 mile south of County Line Road, commonly known as Frick Farm Supply Property). Mr. Armstrong moved to pass Ordinance No. 04-43 on second reading. Second by Mr. Hardin. This was approved by the Plan Commission 9 – 0. Vote: Ayes. **PASSED SECOND READING.**

**ORDINANCE No. 04-47** – An Ordinance Reducing Appropriations in the Funds of the City in Several Departments for the Year 2004. **INTRODUCED.**

Under miscellaneous business, Mr. Bates expressed his appreciation for increased Police presence on County Line Road.

Ms. Koons-Davis discussed her memo regarding the Compliance with Statement of Benefits from RBA, LLC. Mr. Bless moved to find them in substantial compliance. Second by Ms. Reed. Vote: Ayes. Motion carried.

With no further business, the meeting adjourned at 12:15 a.m.